

Introduced: 2/26/70
Referred: Judiciary

1 IN THE HOUSE

BY THE RULES COMMITTEE
BY REQUEST

2 HOUSE BILL NO. 751

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the disposition of property to
7 secure cooperative indebtedness."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 10.25.390 is amended to read:

10 Sec. 10.25.390. DISPOSITION OF PROPERTY TO SECURE INDEBTEDNESS.
11 The board of directors of a cooperative may, without authorization by
12 the members of the cooperative, authorize the execution and delivery
13 of mortgages or deeds of trust of, or the pledging or encumbering of,
14 the property, assets, rights, privileges, licenses, franchises and
15 permits of the cooperative, whether acquired or to be acquired, and
16 wherever situated, as well as the revenues therefrom, upon the terms
17 and conditions the board of directors determines, to secure an
18 indebtedness of the cooperative [TO THE UNITED STATES OF AMERICA OR AN
19 AGENCY OR INSTRUMENTALITY OF IT].

20 * Sec. 2. AS 10.25.400 is amended to read:

21 Sec. 10.25.400. LIMITATIONS ON DISPOSITION OF ALL THE PROPERTY.
22 A cooperative may not otherwise sell, [MORTGAGE,] lease or dispose of
23 [OR ENCUMBER] all or a substantial portion of its property unless
24 the transaction is authorized by the affirmative vote of not less
25 than a majority of all the members of the cooperative. However, not-
26 withstanding a provision of this chapter or any other provision of
27 law, the board of directors may, upon the authorization of a majority
28 of those members of the cooperative present at a meeting of the
29 members, sell, lease or otherwise dispose of all or a substantial

1 portion of its property to another cooperative or to the holder of an
2 evidence of indebtedness issued to the United States of America or an
3 agency or instrumentality of it.

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